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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**Declaration  
Submitted  
With Initial  
Filing

OR

Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16 (e))  
required)

Attorney Docket Number

03-KST/102

First Named Inventor

Massingill, et al.

COMPLETE IF KNOWN

Application Number

not yet assigned

Filing Date

filed herewith

Art Unit

not yet assigned

Examiner Name

" " "

**I hereby declare that:**

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**SCALABLE FISH REARING RACEWAY SYSTEM***(Title of the Invention)*

the specification of which



is attached hereto

OR



was filed on (MM/DD/YYYY)

as United States Application Number or PCT International

Application Number

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>



Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

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**DECLARATION — Utility or Design Patent Application**

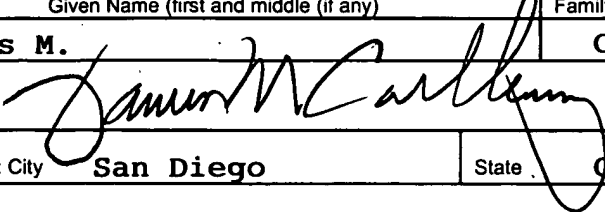
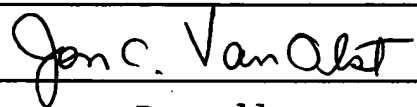
Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number: <b>22890</b> OR <input type="checkbox"/> Correspondence address below			
Name			
Address			
City		State	ZIP
Country	Telephone	Fax	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
<b>Michael J.</b>		<b>Massingill</b>	
Inventor's Signature		Date	
<i>Michael J. Massingill</i>		<b>Nov. 11, 2003</b>	
Residence: City	State	Country	Citizenship
<b>San Diego</b>	<b>CA</b>	<b>US</b>	<b>US</b>
Mailing Address			
<b>13483 Black Hills Road</b>			
City	State	ZIP	Country
<b>San Diego</b>	<b>CA</b>	<b>92129</b>	<b>US</b>
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])		Family Name or Surname	
<b>Rodney J.</b>		<b>Chamberlain</b>	
Inventor's Signature		Date	
<i>Rodney J. Chamberlain</i>		<b>11-12-03</b>	
Residence: City	State	Country	Citizenship
<b>Indio</b>	<b>CA</b>	<b>US</b>	<b>US</b>
Mailing Address			
<b>80736 Willow Lane</b>			
City	State	ZIP	Country
<b>Indio</b>	<b>CA</b>	<b>92201</b>	<b>US</b>
<input checked="" type="checkbox"/> Additional inventors or a legal representative are being named on the <u>1</u> supplemental sheet(s) PTO/SB/02A or 02LR attached hereto.			

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**DECLARATION****ADDITIONAL INVENTOR(S)**

Supplemental Sheet

Page **1** of **1**

<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
<b>James M.</b>		<b>Carlberg</b>	
Inventor's Signature 		Date <b>11/11/03</b>	
Residence: City <b>San Diego</b>	State <b>CA</b>	Country <b>US</b>	Citizenship <b>US</b>
Mailing Address <b>825 Avalon Court</b>			
Mailing Address			
City <b>San Diego</b>	State <b>CA</b>	Zip <b>92109</b>	Country <b>US</b>
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
<b>Jon C.</b>		<b>Van Olst</b>	
Inventor's Signature 		Date <b>11/14/03</b>	
Residence: City <b>Bonsall</b>	State <b>CA</b>	Country <b>US</b>	Citizenship <b>US</b>
Mailing Address <b>6424 Lago Grande Drive</b>			
Mailing Address			
City <b>Bonsall</b>	State <b>CA</b>	Zip <b>92003</b>	Country <b>US</b>
<b>Name of Additional Joint Inventor, if any:</b>		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle (if any))		Family Name or Surname	
Inventor's Signature		Date	
Residence: City	State	Country	Citizenship
Mailing Address			
Mailing Address			
City	State	Zip	Country

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and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

Application Number	not yet assigned
Filing Date	filed herewith
First Named Inventor	Massingill, et al.
Title	SCALABLE FISH ...
Art Unit	not yet assigned
Examiner Name	" " "
Attorney Docket Number	03-KST/102

I hereby appoint:

☒ Practitioners at Customer Number:

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Address					
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Country					
Telephone		Fax			

I am the:

☒ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

## SIGNATURE of Applicant or Assignee of Record

Name	Michael J. Massingill		
Signature	<i>Michael J. Massingill</i>		
Date	November 11, 2003	Telephone	858-452-5765

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☒ \*Total of 4 forms are submitted.

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<input type="checkbox"/>	Firm or Individual Name			
Address				
Address				
City	State	Zip		
Country				
Telephone	Fax			

I am the:



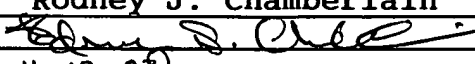
Applicant/Inventor.



Assignee of record of the entire interest. See 37 CFR 3.71.

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## SIGNATURE of Applicant or Assignee of Record

Name	Rodney J. Chamberlain		
Signature			
Date	11-12-02	Telephone	858-452-5765

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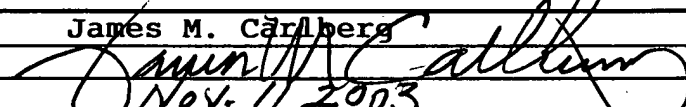
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Telephone		Fax		

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☐ Assignee of record of the entire interest. See 37 CFR 3.71.  
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## SIGNATURE of Applicant or Assignee of Record

Name	James M. Carlberg		
Signature			
Date	Nov. 11, 2003	Telephone	858-452-5765

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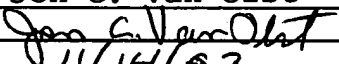
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Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

## SIGNATURE of Applicant or Assignee of Record

Name	Jon C. Van Olst		
Signature			
Date	11/14/03	Telephone	858-452-5765

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